

# State of South Dakota

SEVENTY-SECOND SESSION  
LEGISLATIVE ASSEMBLY, 1997

338A0536

SENATE COMMERCE COMMITTEE ENGROSSED

NO. **SB163** - 2/7/97

Introduced by: Senator Rounds and Representative de Hueck

1 FOR AN ACT ENTITLED, An Act to authorize certain counties to issue one additional on-sale  
2 liquor license under certain conditions.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That chapter 35-4 be amended by adding thereto a NEW SECTION to read as  
5 follows:

6 Notwithstanding the provisions of § 35-4-11.1, each county may issue one resort facility on-  
7 sale license for a resort facility constructed after July 1, 1997. For the purposes of this section,  
8 a resort facility is a facility located in a county with a population of less than two thousand  
9 persons and, in a bona fide manner, is used and kept open for hosting guests for compensation  
10 which has at least sixty rooms that are suitable for lodging and which has facilities for the  
11 preparation and serving of food for consumption on the premises. The resort facility license may  
12 be issued only if the licensee derives less than thirty-three percent of the licensee's gross receipts  
13 from the sale of alcoholic beverages on the premises where the license is held. For the purposes  
14 of this section, the term premises means one contiguous piece of real property on which sales  
15 are generated by the licensee.

1    **BILL HISTORY**

2    1/29/97 First read in Senate and referred to Commerce. S.J. 211

3    2/4/97 Scheduled for Committee hearing on this date.

4    2/6/97 Scheduled for Committee hearing on this date.

5    2/6/97 Commerce Do Pass Amended, AYES 6, NAYS 1. S.J. 340